

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

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The Minutes

July 15, 2002

- C035618 THE PEOPLE v. COROTAN et al. (Not for Publication)**
The judgment as to each defendant is affirmed.
 MORRISON, J.
I concur: Raye, J.
I concur in the opinion except as to the discussion of express malice, as to
which I concur in the result.
 Blease, Acting P.J.
- C039108 In re EMMANUAL R.; THE PEOPLE v. EMMANUEL R. (Not for Publication)**
The judgment (order committing the minor to the California Youth Authority) is
affirmed.
 ROBIE, J.
We concur: Scotland, P.J.
 Hull, J.
- C037154 BABB v. BABB**
C038228 BY THE COURT:
C038695 Appellant's petition for rehearing is denied.
 SCOTLAND, P.J.

July 16, 2002

At 9:30 a.m., the court met in the Library & Courts Building to begin its court
calendar session. Present: Blease, Acting Presiding Justice; Raye, Associate
Justice; Robie, Associate Justice; and Facey, Bailiff. Calendar Called.

- C038014 THE PEOPLE v. MARTINEZ**
Cause called. Victor J. Morse, court appointed counsel, argued for appellant. No
appearance was made on behalf of respondent. Cause submitted.
- At 9:46 a.m., the court recessed. At 9:52 a.m., the court reconvened with Acting
Presiding Justice Blease, Associate Justice Sims, and Associate Justice
Nicholson.
- C038457 THE PEOPLE v. RANGER INSURANCE COMPANY**
Cause called. E. Alan Nunez argued for appellant. John L. Loomis, county
counsel, argued for respondent. Cause submitted.
- At 10:18 a.m., the court recessed until 9:30 a.m., Wednesday, July 17, 2002.

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July 17, 2002, continued

At 11:57 a.m., the court recessed. At 2:00 p.m., the court reconvened with Acting Presiding Justice Sims, Associate Justice Nicholson and Associate Justice Morrison.

Cause called. William S. Dato argued for appellants-cross-respondents Jordan et al. Elwood Lui and Michael J. Cornez, Deputy Attorney General, argued for respondents-cross appellants. Cause submitted.

Cause called. William S. Dato argued for appellants-cross-respondents Jordan et al. Elwood Lui and Michael J. Cornez, Deputy Attorney General, argued for respondents-cross appellants. Cause submitted.

Cause called. Eric S. Norby argued for appellants. William S. Dato argued for respondents. Cause submitted.

At 3:39 p.m., the court recessed. At 3:42 p.m., the court reconvened with Acting Presiding Justice Sims, Associate Justice Nicholson and Associate Justice Morrison.

Cause called. No appearance was made on behalf of appellant as argument was previously waived and approved. A. Robert Rosin argued for respondent. Cause submitted.

At 3:57 p.m., the court recessed until 9:30 a.m., Monday, August 19, 2002.

The judgment (order of recommitment) is affirmed.

DAVIS, J.

I concur: Callahan, J.

I concur in the judgment...I agree with the majority's discussion in Part III.

Sims, Acting P.J.

**COURT OF APPEAL
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The Minutes

July 17, 2002, continued

C038697 THE PEOPLE v. MORENO (Not for Publication)
The judgment is modified to impose, in each case (00F10079 and 01F02091), a laboratory analysis fee of \$50 (Health & Saf. Code, § 11372.5), a \$50 penalty assessment (Pen. Code, § 1464), and a \$35 penalty assessment (Gov. Code, § 76000), for a total of \$270 in both cases. As modified, the judgment is affirmed. The trial court shall prepare an amended abstract of judgment showing this modification and shall forward a certified copy of the same to the Department of Corrections.

SIMS, Acting P.J.

We concur: Morrison, J.

Callahan, J.

C037523 WESTERN AGGREGATES, INC. v. COUNTY OF YUBA (Certified for Publication)
The cause is remanded with directions to the trial court to conduct further proceedings as necessary to specify the metes and bounds of the public road, consistent with this opinion. (Sts. & Hy. Code, § 947.) In all other respects, the judgment is affirmed. Western shall pay the County's costs of this appeal.

MORRISON, J.

We concur: Blease, Acting P.J.

Sims, J.

C037645 DEPARTMENT OF FINANCE v. COMMISSION ON STATE MANDATES and KERN HIGH SCHOOL DISTRICT et al.

(Certified for Publication)

The judgment is reversed, and this matter is remanded to the Commission for further proceedings consistent with this opinion. Each party will pay its own appellate costs.

DAVIS, Acting P.J.

We concur: Nicholson, J.

Hull, J.

July 18, 2002

C038954 In re ANGELICA L.; TAMARA L. v. KATHLEEN H.

The judgment (order terminating parental rights) is reversed. The order of adoption is vacated.

BLEASE, Acting P.J.

We concur: Raye, J.

Callahan, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

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The Minutes

July 18, 2002, continued

**C040696 In re SIENNA M.; HUMAN SERVICES AGENCY v. LAURA S.
C041174 BY THE COURT:**

Appellant's request for judicial notice and request for augmentation is denied.

On the court's own motion, the above cases are consolidated. The cases are ordered consolidated for all further appellate procedures except that they will retain their respective case numbers. Whenever documents are submitted for filing by the parties, an original must be presented for each case number; however, if copies of documents are required pursuant to the California Rules of Court, the parties need only submit a maximum of four. The cases will be considered for decision together.

The time within which to file appellant's combined opening brief is extended until 30 days after the filing of the augmented record in C040696 with this court or until August 23, 2002, whichever is greater.

SIMS, Acting P.J.

July 19, 2002

**C041631 In re RONLAD D. NALLS on Habeas Corpus
BY THE COURT:**

The court having examined the notice of appeal and having determined that the order appealed from is nonappealable, the appeal filed July 5, 2002, is dismissed.

SIMS, Acting P.J.